



0000154984

DII-Emerald Springs, LLC
212 E. Rowland Street #423
Covina, CA 91723

July 30, 2014

RECEIVED

Docket Control Center
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, Arizona 85007

2014 JUL 30 P 12:45

AZ CORP COMMISSION
DOCKET CONTROL

ORIGINAL

RE: PROCEDURAL ORDER DATED June 25, 2014**Docket Nos. WS-20794A-11-0140, WS-20794A-11-0279, and SW-20851A-12-0226**

DII-Emerald Springs, LLC ("DII") provides the following response per Procedural Order:

DII has not been provided with any information by anyone involved in this matter. However, DII has read the Joint Status Update filed by intervenors HOA and Robhana.

DII maintains its position that the entire process of forming the sewer district is with the sole purpose to circumvent, deceive, and ridicule the Arizona Corporation Commission's authority and DII's interest, as the intervenors did not provide any real solutions.

DII makes the above mentioned accusation based on the following:

1. On July 2, 2013 intervenors indicated the entire formation of the district would take around 90 days as they are experts in the field. Yet, it took close to one (1) year.
2. The sewer system the new district proposes is Mr. Doyle Thompson's. Everyone in this process is aware of Mr. Thompson's criminal history and yet; the HOA and Robhana feel is it the solution. This alone contradicts ACC's previous decision as to Mr. Thompson.
3. Some of the board members of the newly formed district have conflict of interest as they are members of multiple boards in the area. Reassurances were given that this would not happen; yet that is exactly what is occurring. I'm sure the ACC does not want the people being forced to use this system to be caught in a situation where a select few control water, sewer and the HOA Board without any checks and balances. We already know the HOA board is not following the legal documents or AZ law. A valid and legitimate HOA Board has previously voted; this is considered conflict of interest and not acceptable for this HOA.
4. In no way is the formation of this district; along with the appointment of Mr. Thompson's plant; plus the selection of some of the district's board members be considered proper; prudent; or an act of good faith to provide a real solution to the issue at hand. This in fact; qualifies as an act of mockery to the other parties involved in this process; including ACC.

Based upon the foregoing, DII Respectfully requests the newly formed paper sewer district be disregarded as a valid solution to the issue presented to the ACC; and continue with the process of the CC&N and grant the CC&N to DII.

If additional information or clarification is required, please contact me at 626-664-0602.

Sincerely;

DII-Emerald Springs, LLC
Henry Melendez, President

Arizona Corporation Commission

DOCKETED

JUL 30 2014

DOCKETED BY